

Sec. 14. 2008 Iowa Acts, chapter 1094, section 12, is amended by adding the following new subsection:

**NEW SUBSECTION.** 3. The provisions of this chapter shall not be construed to apply to a person licensed as a plumber pursuant to chapter 105 who is working within the scope of the person's license.

Sec. 15. 2008 Iowa Acts, chapter 1094, is amended by adding the following new section after section 13:

SEC. \_\_. **NEW SECTION.** 100D.13 TEMPORARY LICENSES.

1. The state fire marshal may issue a temporary fire sprinkler installer and maintenance worker license to a person, providing that all of the following conditions are met:

a. The person is currently licensed or certified to perform work as a fire sprinkler installer and maintenance worker in another state.

b. The person meets any additional criteria for a temporary license established by the state fire marshal by rule.

c. The person provides all information required by the state fire marshal.

d. The person has paid the fee for a temporary license, which fee shall be established by the state fire marshal by rule.

e. The person intends to perform work as a fire sprinkler installer and maintenance worker only in areas of this state which are covered by a disaster emergency declaration issued by the governor pursuant to section 29C.6.

2. A temporary license issued pursuant to this section shall be valid for ninety days. The state fire marshal may establish criteria and procedures for the extension of such licenses for additional periods, which in no event shall exceed ninety days.

3. A temporary license shall be valid only in areas of the state which are subject to a disaster emergency declaration issued by the governor pursuant to section 29C.6 at the time at which the license is issued, which become subject to such a declaration during the time the license is valid, or which were subject to such a declaration issued within the six months preceding the issuance of the license.

Approved April 24, 2009

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## CHAPTER 92

### FAIR EVENT REAL ESTATE — GIFTS FROM CITIES

*H.F. 496*

**AN ACT** relating to the authority of a city to dispose of real property by gift.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 174.15, Code 2009, is amended to read as follows:

174.15 PURCHASE AND MANAGEMENT.

1. Title to land purchased or received for purposes of conducting a fair shall be taken in the name of the county or a fair. However, the board of supervisors shall place the land under the control and management of a fair. The fair may act as agent for the county in the erection of buildings and maintenance of the fairgrounds, including the buildings and improvements constructed on the grounds. Title to new buildings or improvements shall be taken in

the name of the county or a fair. However, the county is not liable for the improvements or expenditures for them.

2. Notwithstanding section 364.7, subsection 3, a city may dispose of real property by gift to a fair.

Approved April 24, 2009

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## CHAPTER 93

### IOWA VETERANS HOME VOLUNTEERS — RECORD CHECKS

H.F. 505

**AN ACT** requiring record checks for persons who are prospective or current volunteers for the Iowa veterans home.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. NEW SECTION. 35D.14A VOLUNTEER RECORD CHECKS.

1. Persons who are potential volunteers or volunteers in the Iowa veterans home in a position having direct individual contact with patients or residents of the home shall be subject to criminal history and child and dependent adult abuse record checks in accordance with this section. The Iowa veterans home shall request that the department of public safety perform the criminal history check and the department of human services perform child and dependent adult abuse record checks of the person in this state and may request these checks in other states.

2. a. If it is determined that a person has been convicted of a crime under a law of any state or has a record of founded child or dependent adult abuse, the person shall not participate as a volunteer with direct individual contact with patients or residents of the Iowa veterans home unless an evaluation has been performed by the department of human services to determine whether the crime or founded child or dependent adult abuse warrants prohibition of the person's participation as a volunteer in the Iowa veterans home. The department of human services shall perform such evaluation upon the request of the Iowa veterans home.

b. In an evaluation, the department of human services shall consider the nature and seriousness of the crime or founded child or dependent adult abuse in relation to the position sought or held, the time elapsed since the commission of the crime or founded child or dependent adult abuse, the circumstances under which the crime or founded child or dependent adult abuse was committed, the degree of rehabilitation, the likelihood that the person will commit the crime or founded child or dependent adult abuse again, and the number of crimes or founded child or dependent adult abuses committed by the person involved.

c. If the department of human services performs an evaluation for the purposes of this section, the department of human services has final authority in determining whether prohibition of the person's participation as a volunteer is warranted. The department of human services may permit a person who is evaluated to participate as a volunteer if the person complies with the department's conditions relating to participation as a volunteer which may include completion of additional training.

Sec. 2. Section 235A.15, subsection 2, paragraph e, Code 2009, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (19) To the Iowa veterans home for purposes of record checks of potential volunteers and volunteers in the Iowa veterans home.